



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 7809**  
Herman WALDMANN et al. : Docket No. 2001\_0699  
Serial No. 09/125,460 : Group Art Unit 1642  
Filed August 19, 1998 : Examiner Larry R. Helms  
**ANTIBODY VARIANTS** **Mail Stop: AF**

**NOTICE OF APPEAL**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated August 13, 2004 of the Primary Examiner finally rejecting claims 26-29, 31-35, 37-58, 60-69 and 73-75.

- (X) A timely response to the final rejection has been filed.
- (X) The extension fee of \$1,020.00 for a three month extension of time is submitted with the attached Petition for Extension of Time.
- (X) The Appeal Fee of ☒ \$500.00 (other than Small Entity)  
☐ \$225.00 (Small Entity)
- (X) is enclosed.
- ( ) is to be charged to Deposit Account No. 23-0975. The original and two copies of this sheet are enclosed.
- ( ) Small entity status of this application is established by the verified statement under 37 CFR 1.9 and 1.27 which
- ( ) is enclosed.
- ( ) has been previously submitted.

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- () The Appeal Fee is not required since it was paid in a prior appeal.

Respectfully submitted,

Herman WALDMANN et al.

THE COMMISSIONER IS NOT AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEES FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975

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